

1
2
3
4
5
6
7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10
11 **ALOYSIUS L. RHODES,**

12 Plaintiff,

13 v.

14 **MARK HEADRICK,**

15 Defendant.
16

Case No.: C 07-03754-BZ

**[PROPOSED] ORDER GRANTING
MOTION TO DISMISS**

17 Defendant Mark Headrick's motion to dismiss pursuant to Rule 12(b)(6) of the Federal
18 Rules of Civil Procedure was considered by the Court. After consideration of the papers and
19 arguments of counsel, and good cause appearing,

20 IT IS ORDERED that Defendant's motion to dismiss is GRANTED. Plaintiff's
21 complaint, brought pursuant to 42 U.S.C. section 1983, is barred by the statute of limitations.
22 The complaint is hereby DISMISSED with prejudice.

23 IT IS SO ORDERED.
24

25 Dated: _____
26

27 UNITED STATES DISTRICT JUDGE
28